

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

Cazenovia Village Apartments Company,
Chittenango Housing for the Elderly,
Falls Court Properties Company,

Civil No.
03-CV-00316 (NPM/DEP)

Plaintiffs,

vs.

United States Department of Agriculture,

Defendants.

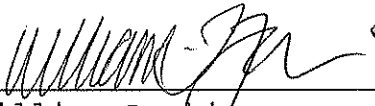
STIPULATION CANCELING ACTION

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above entitled action be, and the same hereby is discontinued with prejudice, without costs to either party against the other. This stipulation may be filed without further notice with the Clerk of the Court.

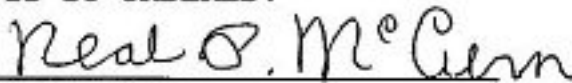
Dated: October 7 2009

ANDREW T. BAXTER,
Acting United States Attorney for
the Northern District of New York

BY:


William Larkin
Assistant United States Attorney
Attorney(s) for Defendant
United States Department of
Agriculture
P.O. Box 7198
100 South Clinton Street
Syracuse, NY 13261-7198
Telephone: (315) 448-0672

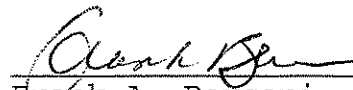
IT IS SO ORDERED:



Neal P. McCurn
U.S. District Judge

Dated: November 4, 2009

Syracuse, NY



Frank A. Bersani, Jr.
Attorney(s) for Plaintiffs,
Falls Court Properties Company,
Morris Winkler and
George H. Kidney, jr.
306 Syracuse Building
224 Harrison Street
Syracuse, New York 13202